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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Roger Talish, et al.

SERIAL NO.: 10/026,290

GROUP ART UNIT: 3737

FILED: December 20, 2001

EXAMINER: Jung, William C.

FOR: METHOD AND APPARATUS FOR CARTILAGE GROWTH STIMULATION

ATTORNEY DOCKET NO.: 41482/269109

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: : Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 23, 2005.

Gina Hamrick
Gina Hamrick

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DATE: February 23, 2005

RESPONSE TO OFFICE ACTION

Sir:

Responsive to the Office action dated September 23, 2004, Applicants enclose the following:

1. Terminal Disclaimer To Obviate A Double Patenting Rejection Over A "Prior" Patent and
2. Petition for Extension of Time under 37 CFR 1.136(a) extending the time for response for two months, to and including February 23, 2005.

Applicants submit that the present application is in condition for immediate allowance, and an early notification to this effect is earnestly solicited.

U.S. Patent Application Serial No. 10/026,290

Filed: December 20, 2001

RESPONSE TO OFFICE ACTION

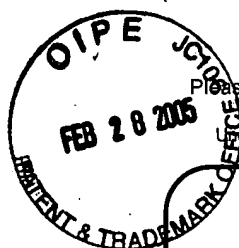
The Commissioner is hereby authorized to charge any deficiencies or credit any overpayment to Deposit Order Account No. 11-0855.

Respectfully submitted,



Bruce D. Gray
Reg. No. 35, 799

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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/026,290	
	Filing Date	December 20, 2001	
	First Named Inventor	Talish	
	Group Art Unit	3762	
	Examiner Name	Jung, William C.	
Total Number of Pages in This Submission		Attorney Docket Number	41482/269109

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) (40) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Checks in the amounts of \$450 and \$130
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Bruce D. Gray, Reg. No. 35,799
Signature	
Date	February 23, 2005

CERTIFICATE OF MAILING

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Typed or printed name	Gina Hamrick		
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